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May 28, 2008

MEMO ENDORSED

VIA FACSIMILE

Magistrate Judge Mark D. Fox
United States District Court
Southern District of New York
100 Quarropas Street, Room 275
White Plains, NY 10601

Docket in case # 07 CV 103836
As: STIP OF SETTLEMENT

Date: 05/29/08 MDF/USMJ

Re: Sislyn Dyke v. Walmart Stores, Inc., Cott Beverages Inc., et al.
Case No.: 07-03856 (CLB) (MDF)
Our File No.: 12881

Dear Magistrate Judge Fox:

Please be advised that the above-captioned matter has settled in full, wherein plaintiff's counsel has also agreed that plaintiff would be responsible to satisfy all outstanding liens, if any, and to hold the defendants harmless concerning same and has agreed that the settlement is contingent upon the execution of a Stipulation of Confidentiality concerning said settlement.

Based on the above and pursuant to my phone conference with your secretary on this date, this is to confirm that the phone conference scheduled for May 29, 2008 will not be necessary given the settlement of the lawsuit.

At this time, I would like to thank you for your courtesy and consideration throughout the

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5/28/08
Case settled
50 reviewed
Clark to Case Clerk
MARK D. FOX
Magistrate Judge
United States District of New York

COSTELLO, SHEA & GAFFNEY LLP

Magistrate Judge Mark D. Fox

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pendency of this litigation.

If you wish to discuss any of the above in greater detail, please do not hesitate to contact the undersigned.

Respectfully yours,

COSTELLO, SHEA & GAFFNEY LLP

By: 
ALAN T. BLUTMAN

ATB/js

cc: **VIA FACSIMILE**
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